

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

SHEILA SANDLIN,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 1:07cv529-SRW
	)	(WO)
MICHAEL ASTRUE,	)	
Commissioner of Social Security,	)	
	)	
Defendant.	)	

**ORDER**

Plaintiff brought the present action pursuant to 42 U.S.C. § 405(g) seeking judicial review of a decision by the Commissioner of Social Security denying her benefits under the Social Security Act. On January 30, 2008, on the motion of the Commissioner, this court reversed the decision and remanded the case for further proceedings pursuant to sentence four of § 405(g). Plaintiff has filed an application for an award of attorneys fees under the Equal Access to Justice Act (“EAJA”), 28 U.S.C. § 2412(d)(1)(A). Plaintiff’s application seeks fees in the amount of \$2,812.50 and costs in the amount of \$350.00. The Commissioner does not contest the petition and requests that this court award fees and costs in the amount sought by plaintiff’s counsel. Upon an independent review of the record, the court concludes that the position of the Commissioner in this litigation was not substantially justified, and further that the amount of fees sought by plaintiff’s counsel is reasonable.

For the foregoing reasons, it is

ORDERED that the plaintiff’s EAJA motion (Doc. # 19) is GRANTED, and plaintiff

is awarded EAJA fees in the amount of \$2,812.50 and costs in the amount of \$350.00.

DONE, this 12<sup>th</sup> day of August, 2008.

/s/ Susan Russ Walker  
SUSAN RUSS WALKER  
CHIEF UNITED STATES MAGISTRATE JUDGE